

JAN 17 2006**Yee &
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Suite 1100
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| To: Commissioner for Patents for Examiner Duc T. Doan Group Art Unit 2188 | Facsimile No.: 571/273-8300 |
| From: Kim Gault for Jennifer Pilcher Legal Assistant to Wayne Bailey | No. of Pages Including Cover Sheet: 17 |
| Message: Transmitted herewith: <ul style="list-style-type: none">• Transmittal Document; and• Response to Office Action. | |
| Re: Application No. 10/674,976 Attorney Docket No: AUS920030642US1 | |
| Date: Tuesday, January 17, 2006 | |
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JAN 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: McBrearty

Serial No.: 10/674,976

Filed: September 30, 2003

For: Method for Volume Manager to
Have Configurable Device Type and
Subtype for Application Use

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Group Art Unit: 2188

Examiner: Doan, Duc T.

Attorney Docket No.: AUS920030642US1

35525

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

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| <p><u>Certificate of Transmission Under 37 C.F.R. § 1.8(a)</u> I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (571) 273-8300 on January 17, 2006.</p> <p>By: <u>Kim Gault</u> Kim Gault</p> |
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TRANSMITTAL DOCUMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ENCLOSED HEREWITH:

- Response to Office Action

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

Duke W. Yee
Duke W. Yee
Registration No. 34,285
YEE & ASSOCIATES, P.C.
P.O. Box 802333
Dallas, Texas 75380
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ATTORNEY FOR APPLICANT

RECEIVED
CENTRAL FAX CENTER**JAN 17 2006****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re application of: **McBrearty**Serial No.: **10/674,976**Filed: **September 30, 2003****For: Method for Volume Manager
to Have Configurable Device Type
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§Group Art Unit: **2188**Examiner: **Doan, Duc T.**Attorney Docket No.: **AUS920030642US1****Certificate of Transmission Under 37 C.F.R. § 1.8(a)**I hereby certify this correspondence is being transmitted via
facsimile to the Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, facsimile number (571) 273-8300,
on January 17, 2006.

By:


Kim Gault**RESPONSE TO OFFICE ACTION**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

In response to the Office Action dated October 17, 2005, please amend the above-identified application as follows:

Listing of Claims begins on **page 2** of this paper.

Remarks begin on **page 7** of this paper.